

## Chapter 21

### GARBAGE AND REFUSE\*

- Art. I. In General, §§ 21-1—21-16. Repealed.  
Art. II. Collection Regulations, §§ 21-17—21-41. Repealed.  
Art. III. Commercial Collections, §§ 21-42—21-50. Repealed.  
Art. IV. Inoperative Vehicles, §§ 21-61—21-68

**Editor's note**—Article I—Article III, containing §§ 21-1—21-50, were repealed by O-91-056, 3-26-91, eff. 4-1-91.

#### ARTICLE IV. INOPERATIVE VEHICLES\*

##### **Sec. 21- 61. Keep ing re stricted.**

It shall be unlawful for any person, firm or corporation to keep, except within a fully enclosed building or structure or otherwise shielded or screened from view, on any property zoned for residential, business or agricultural purposes, any motor vehicle, trailer, or semitrailer, or part thereof which is inoperative. As used in this article, an “inoperative motor vehicle” shall mean any motor vehicle which is not in operating condition; or does not display valid license plates; or does not display an inspection decal that is valid or has expired no more than sixty (60) days prior. The provisions of this section shall not apply to a licensed business which is regularly engaged in business as an automobile dealer, salvage dealer or scrap processor. As used in this section “shielded or screened from view” means hidden from sight by plantings or fences. Covering an inoperative vehicle by an auto cover, tarpaulin or similar device does not constitute “shielded or screened from view.” (Ord. of 12-23-75, § 15.1-4; Ord. No. O-85-188, § 1, 8-13-85; Ord. No. O-87-073, § 1, 4-28-87; Ord. No. O-91-138, 6-25-91)

##### **Sec. 21- 62. Ex ceptions.**

The provisions of this article shall not apply to a licensed business which on January 1, 1976, is regularly engaged in business as an automotive dealer, salvage dealer or scrap processor. (Ord. of 12-23-75, § 15.1-4)

##### **Sec. 21- 63. Duty to re move.**

The owners of property zoned for residential, commercial or agricultural purposes shall, upon ten (10) days' written notice, remove any inoperative motor vehicles, trailers or semitrailers that are not kept within a fully enclosed building or structure from such property. (Ord. of 12-23-75, § 15.1-4; Ord. No. O-00-163, 8-8-00)

##### **Sec. 21- 64. Re moval by city.**

If after ten (10) days' written notice, the owner of the premises has failed to remove any inoperative motor vehicles, trailers or semitrailers, the city, through its agents or employees, may remove such inoperative motor vehicles, trailers or semitrailers. (Ord. of 12-23-75, § 15.1-4; Ord. No. O-00-163, 8-8-00)

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\***Cross references**—Motor vehicles generally, Ch. 1; removal of unattended, abandoned, etc., vehicles, § 46.2-1200 et seq.; nuisances, Ch. 12.

**Sec. 21-65. Disposal.**

In the event the city removes any inoperative motor vehicle, trailer or semitrailer under the provisions of this article, after giving notice as beforesaid, it may dispose of such motor vehicles, trailers or semitrailers, after giving fifteen (15) days' written notice to the owner of the vehicles. (Ord. of 12-23-75, § 15.1-4)

**Sec. 21-66. Recovery of costs.**

The cost of removal and disposal of inoperative vehicles under the provisions of this article shall be chargeable to the owner of vehicle or premises and may be collected by the city as taxes and levied are collected. (Ord. of 12-23-75, § 15.1-4)

**Sec. 21-67. Lien established.**

Every cost authorized by this article with which the owner of the premises shall have been assessed shall constitute a lien against the property from which the vehicle was removed, the lien to continue until actual payment of such cost shall have been made to the city. (Ord. of 12-23-75, § 15.1-4)

**Sec. 21-68. Alternative procedure.**

Nothing in this article shall be construed to restrict in any way the right of the city to follow the procedures set forth in Sections 46.1-3 and 46.1-555.1 through 46.1-555.2, Code of Virginia (1950) as amended, relating to abandoned motor vehicles. (Ord. of 12-23-75, § 15.1-4)